

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JAN 17 2008

IN RE APPLICATION OF:

DUVAL, DEAN LARRY, ET AL.

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CONFIRMATION NO: 4966

SERIAL NO.: 10/762,152

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GROUP ART UNIT: 3749

FILED: January 21, 2004

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EXAMINER: STEPHEN M. GRAVINI

FOR: VOLATILE MATERIAL DELIVERY  
METHOD

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P&amp;G CASE: 9496

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**PETITION FOR ONE-MONTH EXTENSION OF TIME AND RESPONSE TO OFFICE  
ACTION DATED SEPTEMBER 17, 2007**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-145

Dear Sir:

**INTRODUCTORY COMMENTS**

This is responsive to the Office Action for the above-referenced application dated September 17, 2007. Applicants respectfully petition for a one-month extension of time to respond to this Action. Authorization is provided to charge any fees associated with this response to Deposit Account No.: 16-2480.

As a matter of review, the instant application as originally filed included Claims 1 - 37. The claims were subject to election. Applicants elected with traverse to proceed with the prosecution of the Claims of Group II (i.e.; Claims 7 - 18, 32, and 34 - 35). Applicants' June 9, 2006 Office Action response also added new Claims 38 and 39. A Notice of Allowance dated July 10, 2006 received by Applicants attorney indicated that Claims 12 - 18, 32, 38, and 39 were allowed. An Examiner's amendment included with the July 10, 2006 Notice of Allowance indicated that Claims 1 - 6, 19 - 31, 33, and 37 were cancelled. Applicants cancelled Claims 1 - 6, 19 - 31, 33, and 37 without prejudice for the purpose of allowing Claims 12 - 18, 32, 38, and 39 to proceed to allowance. Applicants received a notice from the U.S. Patent and Trademark Office dated August 9, 2006 that the Office sua sponte had withdrawn the instant application from issue. The accompanying Detailed Action indicated that Ex parte prosecution had been suspended for a period of six months. An Office Action dated November 3, 2006 was the first action received by Applicants since the U.S. Patent and Trademark Office had suspended prosecution. The response filed herewith is responsive to the September 17, 2007 Office Action. In addition to the cancelled claims noted above, Claims 13 and 16 also stand cancelled without prejudice.

*Amendments to the Claims* begin on page 3 of this paper.

*Remarks* begin on page 5 of this paper.